

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3342-01  
Bill No.: HB 1249  
Subject: Law Enforcement Officers and Agencies; Public Records.  
Type: Original  
Date: January 22, 2002

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2003</b>	<b>FY 2004</b>	<b>FY 2005</b>
None			
<b>Total Estimated Net Effect on <u>All</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2003</b>	<b>FY 2004</b>	<b>FY 2005</b>
None			
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2003</b>	<b>FY 2004</b>	<b>FY 2005</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 4 pages.

## FISCAL ANALYSIS

### ASSUMPTION

Officials of the **Department of Natural Resources** state the State Park Rangers currently access the personnel records of new hires as part of the required background check, therefore, officials assume no fiscal impact.

Officials of the **Department of Corrections, Missouri Department of Conservation** and the **Department of Public Safety - Director's Office** each assume there would be no fiscal impact to their respective agencies.

In response to similar legislation from last year, officials of the **Department of Public Safety** divisions of **Missouri Highway Patrol, Liquor Control, Fire Safety**, and the **National Guard** each assumed there would be no fiscal impact to their respective agencies.

Officials from the **Jefferson City Police Department** state this proposal would result in no direct fiscal impact to their agency, however, costs of possible litigation as a result of the information released is unknown.

Officials from the **Columbia Police Department** state this proposal would raise liability for their agency releasing the information.

In response to similar legislation from last year, officials from the **Boone County Sheriff's Department** stated there would be negligible costs associated with this proposal and they foresaw little change in the time required to provide records over what is currently expended in answering requests for information.

**Oversight** assumes state law enforcement departments and law enforcement agencies of local governments would realize some insignificant administrative impact. Oversight assumes any impact realized could be absorbed by the affected law enforcement bodies at their current appropriation levels.

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Local Government

FY 2003  
(10 Mo.)

FY 2004

FY 2005

\$0

\$0

\$0

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This proposal allows hiring law enforcement agencies to have access to peace officers' personnel records, including records concerning uncompleted disciplinary investigations. The proposal also requires law enforcement agencies to notify the Peace Officers' Standards and Training Commission of any information showing that a peace officer is unfit for certification.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Natural Resources

Department of Public Safety

Director's Office

Missouri Highway Patrol

Liquor Control

Fire Safety

Missouri National Guard

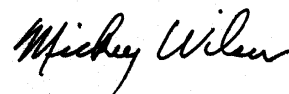
Department of Conservation

Department of Corrections

Jefferson City Police Department

Columbia Police Department

Boone County Sheriff's Department



Mickey Wilson, CPA  
Acting Director

January 22, 2002